



General Assembly

January Session, 2007

***Raised Bill No. 7346***

LCO No. 5363

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Referred to Committee on Education

Introduced by:  
(ED)

***AN ACT CONCERNING GREEN SCHOOL BUILDINGS AND THE  
GROSS EARNINGS TAX ON DIESEL FUEL FOR SCHOOL BUSES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 10-285a of the general statutes is amended by  
2 adding subsection (i) as follows (*Effective July 1, 2007*):

3 (NEW) (i) The percentage determined pursuant to this section for a  
4 school building project grant for the construction of a public school  
5 building that meets or exceeds building construction standards  
6 provided for in regulations adopted in accordance with the provisions  
7 of subsection (b) of section 16a-38k shall be increased by five  
8 percentage points.

9 Sec. 2. Subdivision (2) of subsection (b) of section 12-587 of the  
10 general statutes is repealed and the following is substituted in lieu  
11 thereof (*Effective from passage and applicable to taxable years commencing*  
12 *on or after January 1, 2007*):

13 (2) Gross earnings derived from the first sale of the following  
14 petroleum products within this state shall be exempt from tax: (A) Any

15 petroleum products sold for exportation from this state for sale or use  
16 outside this state; (B) the product designated by the American Society  
17 for Testing and Materials as "Specification for Heating Oil D396-69",  
18 commonly known as number 2 heating oil, to be used exclusively for  
19 heating purposes or to be used in a commercial fishing vessel, which  
20 vessel qualifies for an exemption pursuant to section 12-412; (C)  
21 kerosene, commonly known as number 1 oil, to be used exclusively for  
22 heating purposes, provided delivery is of both number 1 and number 2  
23 oil, and via a truck with a metered delivery ticket to a residential  
24 dwelling or to a centrally metered system serving a group of  
25 residential dwellings; (D) the product identified as propane gas, to be  
26 used exclusively for heating purposes; (E) bunker fuel oil, intermediate  
27 fuel, marine diesel oil and marine gas oil to be used in any vessel  
28 having a displacement exceeding four thousand dead weight tons; (F)  
29 for any first sale occurring prior to July 1, 2008, propane gas to be used  
30 as a fuel for a motor vehicle; (G) for any first sale occurring on or after  
31 July 1, 2002, grade number 6 fuel oil, as defined in regulations adopted  
32 pursuant to section 16a-22c, to be used exclusively by a company  
33 which, in accordance with census data contained in the Standard  
34 Industrial Classification Manual, United States Office of Management  
35 and Budget, 1987 edition, is included in code classifications 2000 to  
36 3999, inclusive, or in Sector 31, 32 or 33 in the North American  
37 Industrial Classification System United States Manual, United States  
38 Office of Management and Budget, 1997 edition; (H) for any first sale  
39 occurring on or after July 1, 2002, number 2 heating oil to be used  
40 exclusively in a vessel primarily engaged in interstate commerce,  
41 which vessel qualifies for an exemption under section 12-412; (I) for  
42 any first sale occurring on or after July 1, 2000, paraffin or  
43 microcrystalline waxes; (J) for any first sale occurring prior to July 1,  
44 2008, petroleum products to be used as a fuel for a fuel cell, as defined  
45 in subdivision (113) of section 12-412; [or] (K) a commercial heating oil  
46 blend containing not less than ten per cent of alternative fuels derived  
47 from agricultural produce, food waste, waste vegetable oil or  
48 municipal solid waste, including, but not limited to, biodiesel or low

49 sulfur dyed diesel fuel; or (L) diesel fuel to be used exclusively by  
50 school buses, as defined in section 14-275.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2007</i>	10-285a
Sec. 2	<i>from passage and applicable to taxable years commencing on or after January 1, 2007</i>	12-587(b)(2)

**Statement of Purpose:**

To provide for a five percentage point bonus for any school building constructed according to green construction standards and to exempt diesel for school buses from the gross earnings tax.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*